

THE CITY OF NEW YORK
LAW DEPARTMENT

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December 7, 2023

BY ECF

Honorable Jennifer L. Rochon
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

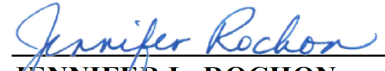
The Court declines to adjourn the trial and will discuss the matter in more detail during the December 13, 2023 conference. Defendants may provide additional information via sealed filing. The Clerk of Court is instructed to close the motion pending at ECF No. 212.

Dated: December 7, 2023

New York, New York

Re: Benjamin Case, et al. v. City of New York, et al.,
14 Civ. 9148 (JLR) (BCM)

SO ORDERED.


JENNIFER L. ROCHON
United States District Judge

Your Honor:

I am the attorney assigned to represent the defendants in the above-referenced matter. Defendants write to supplement and renew their prior request for an adjournment of the upcoming trial date in this matter of January 3, 2024, in response to the Court's Order of December 6, 2023 (ECF No. 211). Plaintiff's counsel consents to the request for an adjournment.

Defendants understand and share the Court's concerns regarding a further delay in the resolution of this matter. Thus, this adjournment was not requested lightly and made only due to a serious and unavoidable situation rendering one of the defendants unavailable for trial. Given the nature of the situation, defendants were unable to provide details in a public filing. Accordingly, defendants respectfully request to provide additional information to the Court *ex parte*, either by phone or via sealed filing in advance of the December 13th conference.

Defendants thank the Court for its time and attention.

Respectfully submitted,


/s/

Hannah V. Faddis
Senior Counsel

CC: BY ECF
All Counsel of Record